

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MONSANTO COMPANY and)
)
MONSANTO TECHNOLOGY, LLC,)
)
Plaintiffs,)
)
vs.) CIVIL ACTION NO. 4:09-CV-1848
)
DENNIS GERMANN,)
)
Defendant.)

**AGREED ORDER ON PLAINTIFFS' MOTIONS FOR TEMPORARY RESTRAINING
ORDER, EXPEDITED DISCOVERY AND PROTECTIVE ORDER**

This matter is before the Court on Plaintiffs' Motions for Temporary Restraining, Expedited Discovery and Protective Order.

On November 13, 2009, the parties, through counsel, appeared before the Court for a hearing on Plaintiffs' pending motions. The parties have agreed to the entry of this Order, as follows:

1. Defendant will provide Plaintiffs or its agents with written answers to Plaintiffs' Interrogatory Numbers 1, 2, and 3 in Plaintiffs' First Set of Interrogatories, Requests for Production and Requests for Entry Upon Land, by noon, Saturday, November 14, 2009, or to Plaintiffs' sampling team at or before their sampling and inspection of soybean fields farmed by Defendant in 2009 as provided for herein.
2. Defendant will produce the documents requested for in Plaintiffs' Request for Production Number 1 at the same time he provides the answers to interrogatories above.

3. On or after noon on Saturday, November 14, 2009, Monsanto's sampling team will appear at Defendant's residence at 23918 CR 221, Carrollton, Missouri 64633 for inspection and sampling requested in Plaintiffs' Motion for Expedited Discovery for those soybean fields not yet harvested by defendant.

4. The parties agree to further inspection and sampling of Defendant's soybean fields that have not been harvested as of 4:00 p.m. on Friday, November 13, 2009, at a mutually agreed time at or before December 5, 2009, or such other time as may be agreed upon by the parties.

5. Defendant consents to the entry of the Protective Order ^{Attached to} for Plaintiffs' Motion for Expedited Discovery (attached hereto).

Dated this 13th day of November, 2009.

Respectfully submitted,

THOMPSON COBURN LLP

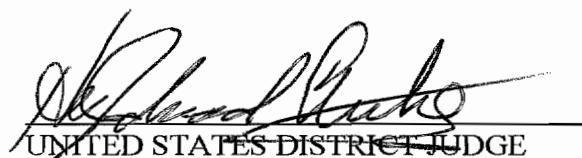
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SO ORDERED

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UNITED STATES DISTRICT JUDGE